

**PROCEEDINGS OF THE CITY-PARISH COUNCIL MEETING OF THE CITY-PARISH OF LAFAYETTE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING OF SEPTEMBER 6, 2005.**

**ATTENDANCE**

**COUNCIL:** Randy Menard – Chair (District 9), Rob Stevenson – Vice Chair (District 8), Bobby Badeaux (District 1), Dale Bourgeois (District 2), Christopher J. Williams, Ph.D. (District 3), Louis C. Benjamin, Jr. (District 4), Lenwood Broussard (District 5), Bruce Conque (District 6), Marc Mouton (District 7)

**ABSENT:** None

**COUNCIL STAFF:** Norma Dugas (Clerk of the Council), Veronica Williams (Assistant Clerk) and Anne Patin (Senior Administrative Assistant)

**ADMINISTRATIVE STAFF:** L. J. Durel, Jr. (City-Parish President), Dee Stanley (CAO), Becky Lalumia (CFO), Gail Smith (Director of Administrative Services), Chief Randy Hundley (Police Department), Chief Robert Benoit (Fire Department), Eleanor Bouy (Director of Planning, Zoning and Codes), Terry Huval (Utilities Director), Melanie Lewis (Director of Community Development), Tom Carroll (Public Works Director), Pat Ottinger (Legal Counsel)

**COMMENCEMENT**

(TAPE 1)(SIDE A)(264) AGENDA ITEM NO. 1: Call to order.

Councilmember Randy Menard called the Regular Council Meeting of September 6, 2005 to order.

(TAPE 1)(SIDE A)(265) AGENDA ITEM NO. 2: Invocation and Pledge of Allegiance.

The Chair called upon Councilmember Marc Mouton to give the invocation and then lead the Pledge of Allegiance.

(TAPE 1)(SIDE A)(299) AGENDA ITEM NO. 3: EXECUTIVE/PRESIDENT'S REPORT

1. Bids recommended for award:

<u>ITEM</u>	<u>VENDOR</u>	<u>LUS</u> <u>ITEM</u>	<u>COUNCIL</u> <u>APPROVAL</u> <u>NEEDED</u>	<u>LOW OR ESTIMATED</u> <u>RESPONSIVE</u> <u>BID</u>	<u>CONTRACT</u> <u>AMOUNT</u>
1. Fiber Optic Stock Material	Anixter, Inc. Group 1	Y	Y	Responsive	\$47,333.41
	Lan-Tec Texas, Inc. Group 2				\$35,735.75
	Graybar Electric Group 3				\$23,543.40

A motion was offered by Benjamin, seconded by Stevenson, to approve the bids recommended for award, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion was unanimously approved.*

Huval explained that these are three (3) different sets of bids. The materials are placed in groups because some companies have more expertise than others.

- 2. President Durel presented a proclamation to Dwayne Jones for Cub Scouting Month.
- 3. Durel then requested that the funding for External Agencies for FY 05/06 be the same as last year’s funding in light of the recent hurricane and the influx of people to the City and Parish of Lafayette. He also recommended the funding of the Community Health Care Clinic, one time, at \$33,300.00.
- 4. Regarding Group Health Insurance, President Durel then recommended a \$2,000,000 subsidy from the General Fund, the approval of a benefits adjustment which includes

a \$1,000 in-network deductible, a \$1,500 out-of-network deductible, an 80/20 co-pay for doctors visits subject to the deductible, an increase for in-patient hospital stay (maximum subject to co-pay) from \$10,000 to \$15,000, a single employee monthly premium of \$335.00 or \$33.35 per pay period to be paid by the employee, and employee plus dependent coverage monthly premium of \$748.84 or \$101.25 per pay period to be paid by the employee.

5. The Administrative Services and Risk Management have been directed to develop RFPs that would include all issues discussed at the workshop such as tiered coverage, retiree premium, prescription benefit cards, etc. This would all take effect November 1, 2005.

Stevenson commended Durel, Stanley, the Police and Sheriff Department and the Cajundome staff for their efforts during this disaster. Upon questioning by Stevenson, Stanley stated that, in light of Hurricane Katrina, the Administration is not sure how the health care market will be impacted. The consultant will be used to try to do the RFPs, which will include the components mentioned, within the 90 days. The Administration will inform the Council of the status within 30 - 45 days.

Williams stated that he concurred with the Administration's recommendation to provide funds to External Agencies for an additional year. He urged concurrence from the Council. He then requested that a healthy discussion take place, in the coming year, regarding future funding of External Agencies.

Broussard stated that he would be presenting a resolution regarding the health insurance RFPs and it would contain a timetable and specifics for the RFPs. He then asked the CAO to explain the premium increase. Stanley stated the memo reflects what the employee will pay. The \$33.35 for the single employee would equal \$8.35 more per pay check; the dependent coverage would be \$101.25 or \$20.25 more per paycheck. Broussard then requested \$10,000 to Facilities Maintenance for new tools.

Mouton thanked the LUS and Facilities Maintenance employees for volunteering their time for construction of the showers at the Cajundome. He also thanked Ron Frisbee and Joe Mathews at Austin Plumbing, Steve Venable Plumbing, Coburn Supply and Doug Ashy. The work allowed many evacuees a shower.

Bourgeois thanked all of the volunteers, especially those who helped with the showers. He then thanked the Administration for their recommendation for External Agencies saying "it was good to see that we all have our hearts in the right place."

Conque stated that the Cajundome was full of "human beings in desperate need of help". The community of Lafayette, the Cajundome staff, the Administration and the public all responded accordingly. It was a commendable job by this community as a whole.

Menard reminded President Durel that if the Cajundome or any surrounding governmental entity needs emergency funds, that an emergency meeting could be called to consider an ordinance or resolution of that type.

(TAPE 1)(SIDE B)(184) AGENDA ITEM NO. 4: CEREMONIAL PRESENTATIONS

- a. A proclamation was given to George Williams for receiving the Knight of the Year Award, Louisiana State Knights of Peter Claver.

(TAPE 1)(SIDE B)(283) AGENDA ITEM NO. 5: COUNCIL ANNOUNCEMENTS

- Councilmember Benjamin commended President Durel and his staff for the relief effort for the victims of Hurricane Katrina. He also thanked the Cajundome staff, Rev. Miller of the Word of Faith Church and Rev. Joiner with the Progressive Baptist Church.
- Councilmember Broussard announced that volunteers are needed at the Cajundome, especially in the evenings after 5:00 p.m.
- Councilmember Conque reminded that resources are being depleted quickly. If anyone wants to give, call the United Way.
- Chair Menard requested that the media publish articles relating to the process to file for flood insurance. A claim must be filed within 60 days.
- President Durel added that flood insurance claims could be pre-registered on-line at [www.FEMA.gov](http://www.FEMA.gov).

## **RESOLUTIONS**

(TAPE 1)(SIDE B)(405) AGENDA ITEM NO. 6: R-060-2005 A resolution of the Lafayette City-Parish Council approving an assignment of State Agency Lease No. 18631 from Coastal Land Services, Inc., to Erskine Energy Partners, L.P., Neumin Production Company and Ramshorn Investments, Inc. (Property generally located between Verot School Rd. and La Neuville Rd. west of Hwy. 90 East), motion to adopt by Mouton, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion was unanimously approved.*

(TAPE 1)(SIDE B)(424) AGENDA ITEM NO. 7: R-061-2005 A resolution of the Lafayette City-Parish Council directing the Director of Planning, Zoning & Codes to rename East and West Willow Street to East and West Martin Luther King Drive and to determine a suitable name for the existing Martin Luther King Drive, motion to adopt by Benjamin, seconded by Williams.

An amendment was offered by Williams to name the existing Martin Luther King Drive, Malcolm X Drive.

The Chair then called for a vote on the resolution, as amended, and the vote was as follows:

YEAS: Williams, Benjamin

NAYS: Badeaux, Bourgeois, Broussard, Conque, Mouton, Stevenson, Menard

ABSENT: None

ABSTAIN: None

*Motion failed.*

Williams then offered the ordinance without the amendment. The Chair explained the ordinance failed; therefore, it would have to be brought back up at another meeting.

## **ORDINANCES FOR FINAL ADOPTION**

### ***AGENDA ITEM 21 WAS TAKEN OUT OF SEQUENCE.***

(TAPE 1)(SIDE B)(463) AGENDA ITEM NO. 21: O-246-2005 An ordinance of the Lafayette City-Parish Council amending Section 4 of the Intergovernmental Agreement which was approved by Ordinance No. O-093-2004 concerning the Beltway from US Highway 90 to Verot School Road (Louisiana Highway 92), motion to adopt by Mouton, seconded by Conque, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion was unanimously approved.*

Carroll explained that this action would change the Intergovernmental Agreement that was executed with the City of Youngsville, whereas the initial limits of the project was to prorate LCG's share of \$305,000 in phases for the entirety of the project. The State is now limited in their amount of funding so Public Works is requesting that the \$305,000 be used up front, which would allow for the engineering to be done now. No additional funding would be anticipated. Upon questioning by Broussard, Mayor Viator stated that not all of \$305,000 would be used for Phase I. He also stated that a lot of the engineering has been done on Phase II. There will be sufficient funds for Phase II with the remainder of the Parish funds, the Town of Youngsville and what the State is contributing. Broussard expressed concern that Phase I was in the corporate limits of Youngsville and that later the rest of the beltway (the unincorporated section) would not be completed for lack of State funds. Logan assured Broussard that the agreement obligates Youngsville to build the road and limits LCG's maximum contribution to the \$305,000.

(TAPE 1)(SIDE B)(724) AGENDA ITEM NO. 8: O-212-2005 An ordinance of the Lafayette City-Parish Council amending the Lafayette City-Parish Consolidated Government Code of

Ordinances, Chapter 74, "Solid Waste," Article I. "In General," and Article II. "Littering," and adding Section 74-20, "Shopping Carts," to provide for the responsibilities of merchants concerning shopping carts off-premises, and the removal, redemption, destruction, notice and identification of shopping carts, and to provide for related matters. *Item was deferred for two weeks at the request of Councilmember Williams.*

(TAPE 1)(SIDE B)(727) AGENDA ITEM NO. 9: O-233-2005 An ordinance of the Lafayette City-Parish Council amending the Non-Exclusive Franchise Agreement with Coteau Water System, Inc., by extending the term of the franchise to conclude in the calendar year 2055, motion to adopt by Stevenson, seconded by Mouton, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion was unanimously approved.*

Upon questioning by Stevenson, Huval stated LUS does not provide wholesale water to the Coteau Water System. Ottinger stated that the only change brought about by this ordinance is to extend the term to 2055. The water system obtained a loan for improvements and one of the conditions was that the term of the franchise be extended to run concurrent with the term of the loan.

(TAPE 2)(SIDE A)(086) AGENDA ITEM NO. 10: O-234-2005 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to execute a Servitude by Destination of Owner in order to designate as by destination a permanent drainage servitude and temporary construction servitudes on property adjudicated to the City of Lafayette, and now owned by the Lafayette City-Parish Consolidated Government in connection with the Alice Drive-Grand Avenue Outfall Improvement Project, motion to adopt by Stevenson, seconded by Conque, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Broussard

ABSTAIN: None

*Motion was unanimously approved.*

(TAPE 2)(SIDE A)(098) AGENDA ITEM NO. 11: O-235-2005 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish Consolidated Government to grant Atmos Energy a right-of-way to install a gas main extension for the Wetlands Golf Course Maintenance Building, motion to adopt by Bourgeois, seconded by Mouton, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Broussard

ABSTAIN: None

*Motion was unanimously approved.*

(TAPE 2)(SIDE A)(107) AGENDA ITEM NO. 12: O-236-2005 An ordinance of the Lafayette City-Parish Council amending the Lafayette City-Parish Consolidated Government Code of Ordinances by enacting Sections 78-401 through 78-450 regarding pushcarts, outdoor dining and outdoor merchandise display, motion to adopt by Stevenson, seconded by Williams.

Andrew Duhon, Customer Service & Support Services Manager, explained that several weeks ago, the Council passed an ordinance regarding the use a public parking space. At the Council's request, he and several members of the Central Business District have met to look at several other situations in the downtown area. This ordinance is a result of that team. Ottinger further explained that the ordinance allows anyone to make application to get a permit to conduct a vending business on the sidewalk. Benjamin stated he would not vote for the ordinance because he felt it favored one group of people over another.

Upon questioning by Bourgeois, Duhon stated the following: 1) Sec. 78-404 primarily says that a vendor has to have a permit to do any of the activities allowed in this ordinance; 2) alcohol can not be sold from pushcarts but will be allowed in dining establishments with a Class R permit, but they can not establish a bar in the out-door dining area; 3) all applicants will be required to have insurance; 4) the out-door dining area must allow 3 feet of pedestrian space plus they must be 5

feet from the curb to allow for the parking meters, etc., a restaurant will have to apply to the Sidewalk Vending Committee; 5) designated areas for pushcarts have not been established yet. That's part of the Vending Committee's job; 6) there are dimensions for a pushcart and the pushcarts can not be motorized; 7) the Tax Collection Division within Customer Service will take the application, consider and then issue the permit, 8) this would only govern the Central Business District.

Williams asked if there was an appeals process. Duhon answered that appeals would be made to the parking adjudicator. He added that exemptions would be granted for special events. With regard to making this ordinance citywide, Duhon stated that the committee was trying to enforce it in the downtown before going citywide.

A motion was offered by Williams, seconded by Mouton to change the geographics to citywide. Williams withdrew motion and requested that the Committee report back to the Council in three months with an initiative of going citywide.

A motion was offered by Benjamin to defer the ordinance until the committee could bring the appeals process all the way up to the Council and that penalties be added to the ordinance. Motion died for lack of a second.

Upon further questioning by Williams, Ottinger stated that whether a vendor was on public or private property, if the vendor was on publicly maintained sidewalk this ordinance would apply to them.

**The following individuals were recognized:**

John Walters did not speak but supported the ordinance.

Rae Robinson did not speak but supported the ordinance.

The Chair then called for a vote on the original ordinance, and the vote was as follows:

YEAS: Bourgeois, Williams, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: Benjamin

ABSENT: Badeaux

ABSTAIN: None

*Motion was approved.*

(TAPE 2)(SIDE B)(058) AGENDA ITEM NO. 13: O-238-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by transferring \$6,770 from Reserve to various accounts within the Department of Public Works Environmental Quality Division for additional funding needed for litter abatement start-up costs. *Ordinance died for lack of a motion and a second.*

(TAPE 2)(SIDE B)(070) AGENDA ITEM NO. 14: O-239-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government to appropriate additional funds for group health insurance via a supplemental transfer, motion to adopt by Bourgeois, seconded by Conque, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Broussard, Conque, Stevenson, Menard

NAYS: Mouton

ABSENT: Williams, Benjamin

ABSTAIN: None

*Motion was approved.*

Lalumia stated that this ordinance, along with a budget revision, was placed on both the Regular Council agenda and the LPUA Agenda. Apparently, the budget revisions were swapped between the two agendas. This is a technical error and will be corrected. She then explained that this ordinance is to handle the 2004 deficit in the group health insurance plan. 2004 closed October 31, 2004 with a \$2,600,000 deficit. This will transfer \$5,000,000.

(TAPE 2)(SIDE B)(134) AGENDA ITEM NO. 15: O-240-2005 An ordinance of the Lafayette City-Parish Council approving a Grant Agreement between Lafayette City-Parish Consolidated Government and the Louisiana Supreme Court and amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government to recognize grant funds and necessary adjustments within the Office of Criminal Justice and Support Services/Drug Court, motion to

adopt by Mouton, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion was unanimously approved.*

(TAPE 2)(SIDE B)(144) AGENDA ITEM NO. 16: O-241-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government increasing revenue in the amount of \$55,998.00 received from the State of Louisiana Governor's Office for the Safe and Drug Free Schools and Communities Act Grant and appropriating within the Office of Criminal Justice Support Services/Court Services, motion to adopt by Stevenson, seconded by Bourgeois, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion was unanimously approved.*

(TAPE 2)(SIDE B)(156) AGENDA ITEM NO. 17: O-242-2005 An ordinance of the Lafayette City-Parish Council approving and authorizing a Joint Cooperative Endeavor Agreement between the Lafayette City-Parish Consolidated Government ("City-Parish") and the Louisiana Gulf Coast Oil Exposition ("LAGCOE") concerning the provision of security services for the LAGCOE event which will occur from October 20, 2005 through October 29, 2005 in Lafayette, Louisiana and amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by increasing revenues in the amount of \$25,000.00 received from LAGCOE and appropriating said funds to the Lafayette Police Department, motion to adopt as amended (*amendment being to change from October 20, 2005 through October 29, 2005 to "on the date or dates to be approved by the Lafayette City-Parish President" in the title, the 5<sup>th</sup> Whereas, Section 3 and the IGA*) by Stevenson, seconded by Bourgeois, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

*Motion was unanimously approved.*

Menard announced that due to Hurricane Katrina, LAGCOE would be postponing this event to a later date. The ordinance must be amended and adopted with information that the dates will change (see above change in italics)

(TAPE 2)(SIDE B)(220) AGENDA ITEM NO. 18: O-243-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by authorizing the increase of revenue in the amount of \$17,920 from the State of Louisiana Governor's Office of Rural Development and appropriating within the Fire Department, motion to adopt by Broussard, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: Benjamin

ABSENT: None

ABSTAIN: None

*Motion was approved.*

(TAPE 2)(SIDE B)(231) AGENDA ITEM NO. 19: O-244-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by transferring \$232,912 from Bellefontaine Drainage Improvements Project to Reserve – Council. (District 6), motion to adopt by Conque, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: Benjamin

*Motion was unanimously approved.*

(TAPE 2)(SIDE B)(245) AGENDA ITEM NO. 20: O-245-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by transferring \$523,000 from Reserve – Streets to Ambassador Caffery @ Ridge Intersection Improvements Project within the Department of Public Works for additional funding needed. (Districts 5 & 6), motion to adopt by Mouton, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: Benjamin

ABSENT: None

ABSTAIN: None

*Motion was approved.*

Carroll explained that bids have already been accepted on the Ambassador @ Ridge Intersection Improvements. The preceding ordinance took \$232,000 out of Bellefontaine, which was totally inadequate for what needed to be done and placed it into reserve. This ordinance places the \$232,000 plus \$290,000 out of reserve to fund the entire Ambassador @ Ridge Intersection Improvements. This project is ready to begin construction.

(TAPE 2)(SIDE B)(276) AGENDA ITEM NO. 22: O-247-2005 An ordinance of the Lafayette City-Parish Council providing for the conditional removal of a portion of South Domingue Road lying between Ridge Road and Duhon Road from the Consolidated Thoroughfare Plan, motion to adopt by Broussard, seconded by Mouton, and the vote was as follows:

YEAS: Bourgeois, Williams, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: Badeaux, Benjamin

ABSENT: None

ABSTAIN: None

*Motion was approved.*

Richard Becker explained that the original ordinance had certain benchmarks that had to be achieved, one of which involved substantial construction of certain roads on or before August 16, 2005 and then another fail-safe date of June of 2006. The first condition was that there would be substantial construction of certain roads by August 16 and then June of 2006, that all the conditions for the plat approval, that were imposed by the Planning Commission in the September 21 Action Letter, would be completely satisfied by that June date. He reminded that it was determined by Planning and Zoning that the substantial construction requirement for August 16 was not met and, therefore, the prior ordinance came into play and the road was automatically put back on the Thoroughfare Plan. There have been subsequent meetings with the developer to try to determine what were realistic time frames and what this ordinance is proposing to do is the June, 2006 time frame be extended to September 20, 2006 and so now the fail-safe day is September 20, 2006. March 20, 2006 is the operative date for the completion that should have been under substantial construction in August. In other words, the portion of Domingue Road replacement must be constructed by March 20, 2006 and a portion of the realigned Towne Center Drive must be completed by March, 2006. The totality of the realigned Towne Center Parkway from Johnston St. to the Rue de Belier Extension must be completed by September 20, 2006 and all conditions for plat approval, as expressed in the September 21, 2004 Action Letter, and another subsequent Action Letter, must be completely satisfied by September of 2006.

Badeaux inquired as to why the previous ordinance was not invoked and the Consolidated Thoroughfare Plan not put back as written. Becker said the ordinance was invoked and now this ordinance is reinstating the project giving the developer new parameters to follow

Paul Miers, Engineer for the project, explained the delays as follows:

- The Chateau Mirage patio homes take Towne Center from Johnston St. to approximately 1500 feet into the property. This project is funded. The delay is an application to the Corps of Engineers for a wetlands permit. Montesano delivered the money for mitigation to the Corps on the Thursday before the hurricane. The money was to be deposited in the Mitigation Bank on Friday and a receipt was to be sent to the Corps and the Corps was to receive the receipt and issue a permit. Since the hurricane, the Corps can't be reached. Crews are ready to start once the permit is in hand.
- A second contract has been awarded for the work behind Domingue Road. It does not need a Wetlands permit but does require approval by the Council.
- The remainder of Towne Center, which is another 1500 feet to get to Rue de Belier, will start upon the completion of first 1500 feet of Towne Center and the completion of

Domingue Road by March, 2006 (the original deadline was June, 2006).

**ANNOUNCEMENT OF VACANCY ON BOARDS/COMMISSIONS**

(TAPE 2)(SIDE B)(538) AGENDA ITEM NO. 22: Due to a term expiration, a vacancy will exist on the Library Board of Control for a five year term effective September 30, 2005.

*Individuals wishing to volunteer for the above vacancy must be a registered voter and a resident of Lafayette Parish. Resumes are to be forwarded to Norma A. Dugas, Clerk of the Council, P.O. Box 4017-C, Lafayette, LA 70502 no later than noon, Monday, September 19 with Council appointment to be made on September 20, 2005.*

**CONSIDER APPOINTMENTS BY THE COUNCIL, AS A WHOLE, TO FOLLOWING BOARDS/COMMISSIONS**

(TAPE 2)(SIDE B)(551) AGENDA ITEM NO. 24: Appointment of \_\_\_\_\_ to the Lafayette Preservation Commission to fill an unexpired term until August 31, 2006. This is a minority appointment. *No resumes were received. Position will be readvertised.*

(TAPE 2)(SIDE B)(556) AGENDA ITEM NO. 25: Appointment(s) by Council member(s) and/or City-Parish President and/or Area Mayors, and/or any other direct appointing authority.

<u>Appointing Authority</u>	<u>Appointee Name And Address</u>	<u>Board, Commission And/or Legal Agency</u>	<u>Term</u>	<u>Effective Date</u>
District 5	Margaret Bearb 3013 Riceland Rd. Rayne, LA 70578	Lafayette Parish Water Works District South	4 years	09/16/2005
District 6	Rhonda Lorio 216 Longview Dr. Lafayette, LA 70506	Lafayette Advisory Commission on Crime Prevention	to fill an unexpired term until 8/31/2008	09/06/2005

**INTRODUCTORY ORDINANCES – ZONING**

(TAPE 2)(SIDE B)(569) AGENDA ITEM NO. 26 - 40: A motion was offered by Mouton, seconded by Bourgeois, to approve the introduction of the following ordinances with an amendment to O-254-2005 (see below), in-globo and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Benjamin, Broussard

ABSTAIN: None

*Motion was unanimously approved.*

- 26. O-248-2005 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance so as to reclassify the property of Patricia Ducote Thibodeaux, Case No. ZON2005-018 207 Arceneaux Street Property Rezoning, located generally east of the intersection of Arceneaux Street and Hornsby Road, from R-1-A (Single-Family Residential) to R-1-B (Single-Family Residential).
- 27: O-249-2005 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance so as to reclassify the property of Euradell Broussard, Ophelia Broussard, Monica Fay Broussard, Ida M. Broussard, Paul Edward Broussard, and John Allen Broussard, Case No. ZON2005-019 Kaliste Saloom/Steiner Roads Property Rezoning, located generally north of the intersection of Kaliste Saloom and Steiner Roads, from B-1-L (Limited Business) to B-2-I(C) (Intermediate Business - Conditional). (Dee Stanley & Planning, Zoning & Codes)
- 28. O-250-2005 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance so as to reclassify the property of Paul B. Guchereau, Jr., Case No. ZON2005-020 Guchereau Property Rezoning, located generally north of the intersection of South College Road and Horseshoe Drive, from R-2 (Multi-Family Residential) to B-N (Neighborhood Business).
- 29. O-251-2005 An ordinance of the Lafayette City-Parish Council amending the



Comprehensive Zoning Ordinance so as to reclassify the property of Cheryl Larson Martin, Case No. ZON2005-021 Cheryl Martin Congress Street Property Rezoning, located generally south of the intersection of West Congress and Marie Antoinette Streets, from R-1-A (Single-Family Residential) to R-4 (Condominium, Townhouse, and Zero-Lot Line Homes).

### **INTRODUCTORY ORDINANCES**

30. O-252-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by transferring \$4,050,000.00 from East Pont des Mouton Road Widening Project to Reserve – Streets. (Districts 2 and 4)
31. O-253-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by transferring \$4,050,000 from Reserve – Streets to West Pont des Mouton Road Widening Project within the Department of Public Works for additional funding needed. (Districts 1 and 2)
32. O-254-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating and capital budgets of the Lafayette City-Parish Consolidated Government for the Department of Utilities to provide for adjustments to revenue and appropriation estimates.  
  
*Amendment: to retain the existing S&C Foreman position, and not replace it with an S&C Technician position.* 33. O-
33. O-255-2005 An ordinance of the Lafayette City-Parish Council declaring the utility installations and relocations for Ambassador Caffery Parkway Extension Project (LA 339 to US 90) a public necessity and authorizing the acquisition of the necessary rights-of-way and other property rights requisite to the construction, operation, and/or maintenance of said project, either on an amicable basis or through the expropriation process, if necessary. (Districts 7 & 9)
34. O-256-2005 An ordinance of the Lafayette City-Parish Council providing for the abandonment of portions of a utility easement on Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12 of Sienna Place, located in the 100 Block and 200 Block of Greystone Place and the 100 Block of Sienna Place.
35. O-257-2005 An ordinance of the Lafayette City-Parish Council setting forth and designating the adjusted ad valorem tax millage rates and imposing taxes on all property subject to ad valorem taxation in the Parish of Lafayette and authorizing the assessor and tax collector for the Parish of Lafayette to assess and collect tax millages for 2005.
36. O-258-2005 An ordinance of the Lafayette City-Parish Council providing for millage rate adjustments and roll forward of millage rates not to exceed the prior year's maximum for Tax Year 2005 as allowed by Article VII, Section 23(C) of the Louisiana Constitution of 1974 and La R.S. 47:1705, in the Parish of Lafayette, State of Louisiana.
37. O-259-2005 An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by amending the manning tables within the Traffic and Transportation Department, Traffic Engineering Division, Traffic Calming Section by deleting one Engineer II position and adding one Engineer I position.
38. O-260-2005 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to enter into an Intergovernmental Agreement with the City of Scott concerning the Landry Road Widening Project from Leviolon Road to South Fieldspan Road (Louisiana Highway 743).
39. O-261-2005 An ordinance of the Lafayette City-Parish Council enacting Section 1-9(f) of the Lafayette City-Parish Consolidated Government Code of Ordinances to provide that the Lafayette City-Parish Consolidated Government shall be entitled to recover attorney's fees incurred in connection with any action brought to abate or enjoin any violation of the Lafayette City-Parish Consolidated Government Code of Ordinances.

40. O-262-2005 An ordinance of the Lafayette City-Parish Council providing that any councilman who votes against any raise of the salary of the Council shall thereby be deemed to have elected to forego any such raise.

(TAPE 2)(SIDE B)(747) AGENDA ITEM NO. 41: Comments from the public concerning the above Introductory Ordinances. *No comments were made.*

**ADJOURN**

(TAPE 2)(SIDE B)(747) There being no further business to come before the Council, Chair Menard declared the Regular Council Meeting adjourned.

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NORMA A. DUGAS, CLERK  
CLERK OF THE COUNCIL